

**SUBCOMMITTEE ON ELECTIONS AND ETHICS — S.B. 666,  
S.B. 533, S.B. 830**

**SIGNED BY GOVERNOR**

(March 11, 1993)

**S.C.R. 30**

**S.C.R. 33**

**S.C.R. 18**

**S.C.R. 35**

**S.C.R. 39**

**H.C.R. 14**

**H.C.R. 61**

**SENT TO COMPTROLLER**

(March 12, 1993)

**S.B. 278**

**SENT TO GOVERNOR**

(March 12, 1993)

**S.B. 25**

**S.B. 118**

**THIRTY-SECOND DAY**

(Tuesday, March 16, 1993)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.

The roll was called and the following Senators were present: Armbrister, Barrientos, Bivins, Brown, Carriker, Ellis, Haley, Harris of Tarrant, Harris of Dallas, Henderson, Leedom, Lucio, Luna, Madla, Moncrief, Montford, Nelson, Parker, Patterson, Ratliff, Rosson, Shelley, Sibley, Sims, Truan, Turner, Wentworth, West, Whitmire, Zaffirini.

Absent-excused: Shapiro.

A quorum was announced present.

Senate Doorkeeper James Morris offered the invocation as follows:

Almighty Father, source of our being, we give You thanks for this day of activity and opportunity for service. This morning inspire and challenge these state leaders as they wrestle with issues involving the safety and security of the people, resolve questions centered on fiscal responsibility, debate the needs of young and eager-to-learn minds. In all these may Your grace and wise counsel be ever present. In Your name. Amen.

On motion of Senator Harris of Dallas and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**LEAVE OF ABSENCE**

On motion of Senator Sibley, Senator Shapiro was granted leave of absence for today on account of important business.

**CO-AUTHOR OF SENATE JOINT RESOLUTION 42**

On motion of Senator Wentworth and by unanimous consent, Senator Montford will be shown as Co-author of S.J.R. 42.

**CO-AUTHOR OF SENATE BILL 49**

On motion of Senator Sibley and by unanimous consent, Senator Lucio will be shown as Co-author of S.B. 49.

**BILL AND RESOLUTIONS SIGNED**

The President announced the signing of the following enrolled bill and resolutions in the presence of the Senate after the caption had been read:

S.C.R. 11	S.C.R. 36
S.C.R. 21	S.C.R. 37
S.C.R. 34	S.B. 501

**INTRODUCTION OF  
BILLS AND RESOLUTIONS POSTPONED**

The President announced that the introduction of bills and resolutions on first reading would be postponed until the end of today's session.

**CAPITOL PHYSICIAN**

The President recognized Senator Harris of Dallas, who presented Dr. John T. Fieler, Jr., of Dallas as the "Doctor for the Day."

Dr. Fieler, participating in the "Capitol Physician" program sponsored by the Texas Academy of Family Physicians, was made welcome by the Senate.

**MESSAGE FROM THE HOUSE**

House Chamber  
March 16, 1993

Mr. President: I am directed by the House to inform the Senate that the House has passed the following:

S.C.R. 45, Commending the Salvation Army on the opening of its new Adult Rehabilitation Center.

Respectfully,

BETTY MURRAY, Chief Clerk  
House of Representatives

**SENATE BILL 151 REREFERRED**

On motion of Senator Shelley and by unanimous consent, S.B. 151 was withdrawn from the Committee on Health and Human Services and was rereferred to the Committee on Education.

(Senator Ratliff in Chair)

**SENATE BILL 238 WITH HOUSE AMENDMENT**

Senator Carriker called S.B. 238 from the President's table for consideration of the House amendment to the bill.

The Presiding Officer laid the bill and the House amendment before the Senate.

**Amendment No. 1**

Amend S.B. 238, page 2, line 9, by striking the word "before,".

The amendment was read.

Senator Carriker moved to concur in the House amendment to S.B. 238.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

(President in Chair)

**SENATE BILL 49 ON SECOND READING**

On motion of Senator Sibley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 49**, Relating to the elements of the offense of driving while intoxicated.

The bill was read second time and was passed to engrossment by a viva voce vote.

**SENATE BILL 49 ON THIRD READING**

Senator Sibley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that S.B. 49 be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by a viva voce vote.

**SENATE BILL 607 ON SECOND READING**

On motion of Senator Parker and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 607**, Relating to notification by school districts to parents concerning a teacher teaching a subject the teacher is not certified to teach.

The bill was read second time and was passed to engrossment by a viva voce vote.

**SENATE BILL 607 ON THIRD READING**

Senator Parker moved that Senate Rule 7.18 and the Constitutional

Rule requiring bills to be read on three several days be suspended and that **S.B. 607** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

#### **SENATE BILL 505 ON SECOND READING**

On motion of Senator Henderson and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 505**, Relating to the regulation of property development and development plats by a zoned or unzoned municipality with a population of more than 1.5 million.

The bill was read second time and was passed to engrossment by a viva voce vote.

#### **SENATE BILL 505 ON THIRD READING**

Senator Henderson moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 505** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

#### **SENATE BILL 46 ON SECOND READING**

On motion of Senator Sibley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 46**, Relating to a reversal of a conviction in a criminal case on the grounds of service by a disqualified juror.

The bill was read second time and was passed to engrossment by a viva voce vote.

#### **SENATE BILL 46 ON THIRD READING**

Senator Sibley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 46** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by a viva voce vote.

**COMMITTEE SUBSTITUTE  
SENATE BILL 28 ON SECOND READING**

On motion of Senator Moncrief and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**C.S.S.B. 28**, Relating to procedural and fire safety requirements relating to long-term care facilities licensed by the Texas Department of Health.

The bill was read second time and was passed to engrossment by a viva voce vote.

**COMMITTEE SUBSTITUTE  
SENATE BILL 28 ON THIRD READING**

Senator Moncrief moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **C.S.S.B. 28** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time.

On motion of Senator Moncrief and by unanimous consent, further consideration of **C.S.S.B. 28** was postponed until 12:00 noon today.

Question—Shall the bill be finally passed?

**SENATE BILL 330 ON SECOND READING**

On motion of Senator Haley and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 330**, Relating to the purposes of public junior and community colleges.

The bill was read second time and was passed to engrossment by a viva voce vote.

**SENATE BILL 330 ON THIRD READING**

Senator Haley moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 330** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**GUESTS PRESENTED**

Senator Patterson was recognized and introduced to the Senate his parents, Bob and Georgia Auderer, and his son, Travis Patterson.

The Senate welcomed its guests.

(Senator Zaffirini in Chair)

**SENATE BILL 689 ON SECOND READING**

On motion of Senator Armbrister and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 689**, Relating to a prohibition on the purchase or lease of printing shop equipment by certain state agencies and to the study of state printing shops and printing operations during the comptroller's Texas Performance Review.

The bill was read second time.

(President in Chair)

Senator Armbrister offered the following amendment to the bill:

**Floor Amendment No. 1**

Amend **S.B. 689** by deleting the word "not" on page 1, line 32.

The amendment was read and was adopted by a viva voce vote.

Senator Armbrister offered the following amendment to the bill:

**Floor Amendment No. 2**

Amend **S.B. 689** by deleting SECTION 4 on page 2, lines 6 through 11, and inserting new SECTIONS 4 and 5 to read as follows:

**SECTION 4. USE OF LOWEST COST PRINTING SERVICES.** It is the policy of this state that all agencies covered by this Act shall utilize the lowest cost printing services available. In carrying out this policy agencies shall consider the cost under interagency contracts with other state agencies, and the cost of private, nongovernmental printing vendors.

**SECTION 5. EXPIRATION DATE.** This Act expires September 1, 1995.

Renumber remaining sections accordingly.

The amendment was read and was adopted by a viva voce vote.

On motion of Senator Armbrister and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

**SENATE BILL 689 ON THIRD READING**

Senator Armbrister moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 689** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**SENATE BILL 182 ON SECOND READING**

On motion of Senator Barrientos and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 182**, Relating to the exemption from jury service for legislative officers and employees.

The bill was read second time.

Senator Barrientos offered the following committee amendment to the bill:

Amend **S.B. 182** as follows:

On line 22, after "regular", add "or special".

The committee amendment was read and was adopted by a viva voce vote.

On motion of Senator Barrientos and by unanimous consent, the caption was amended to conform to the body of the bill as amended.

The bill as amended was passed to engrossment by a viva voce vote.

**SENATE BILL 182 ON THIRD READING**

Senator Barrientos moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 182** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**SENATE BILL 360 ON SECOND READING**

On motion of Senator Armbrister and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 360**, Relating to making confidential a record that would identify a person who uses library services or materials.

The bill was read second time and was passed to engrossment by a viva voce vote.

(Senator Brown in Chair)

**SENATE BILL 360 ON THIRD READING**

Senator Armbrister moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 360** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by a viva voce vote.

**(President in Chair)**

**COMMITTEE SUBSTITUTE  
SENATE BILL 28 ON THIRD READING**

The President laid before the Senate C.S.S.B. 28, the bill having been read third time and further consideration postponed until 12:00 noon today.

**C.S.S.B. 28**, Relating to procedural and fire safety requirements relating to long-term care facilities licensed by the Texas Department of Health.

Question—Shall the bill be finally passed?

Senator Moncrief asked unanimous consent to allow the Senate Engrossing and Enrolling Clerk to make a technical correction to the bill.

There was no objection.

The bill was finally passed by a viva voce vote.

**SENATE BILL 374 ON SECOND READING**

On motion of Senator Brown and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

**S.B. 374**, Relating to the Division of Communicative Disorders at The University of Texas Graduate School of Biomedical Sciences at Houston.

The bill was read second time and was passed to engrossment by a viva voce vote.

**SENATE BILL 374 ON THIRD READING**

Senator Brown moved that Senate Rule 7.18 and the Constitutional Rule requiring bills to be read on three several days be suspended and that **S.B. 374** be placed on its third reading and final passage.

The motion prevailed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

The bill was read third time and was passed by the following vote: Yeas 30, Nays 0. (Same as previous roll call)

**SESSION TO CONSIDER EXECUTIVE APPOINTMENTS**

The President announced the time had arrived to consider the executive appointments to agencies, boards, and commissions. Notice of submission of these names for consideration was given yesterday by Senator Barrientos.

Senator Barrientos moved confirmation of the nominees reported yesterday by the Committee on Nominations.

The President asked if there were requests to sever nominees.

Senator Henderson requested that **AMY RUTH JOHNSON**, Travis County, to be Public Counsel for the Office of Public Insurance Counsel,



and JUDGE THOMAS J. STOVALL, JR., Harris County, to be Presiding Judge of the Second Administrative Judicial Region, be severed.

The request was granted.

#### NOMINEES CONFIRMED

The following nominees, not severed and reported yesterday by the Committee on Nominations, were confirmed by the following vote: Yeas 30, Nays 0.

Absent-excused: Shapiro.

Executive Director of the Criminal Justice Policy Council: DR. ANTONIO "TONY" FABELO, Travis County.

Members, Texas Board of Criminal Justice: RUFUS H. DUNCAN, Angelina County; JUSTICE GILBERTO HINOJOSA, Cameron County; JUDGE CLARENCE N. STEVENSON, Victoria County; CAROL S. VANCE, Harris County; JOHN R. WARD, Coryell County.

Members, Board of Pardons and Paroles: BENNIE L. ELMORE, Walker County; JOHN ESCOBEDO, Walker County; BRIAN J. KELLY, Anderson County; JACK D. KYLE, Walker County; IRIS E. SANDERS LAWRENCE, Potter County; MARY LEAL, Harris County; PAUL JOSEPH PREJEAN, Jefferson County; GILBERT RODRIGUEZ, Taylor County; TERRI BEARD SCHNORRENBURG, Coryell County.

Members, Automobile Theft Prevention Authority: DALE R. GREEN, Tarrant County; LIEUTENANT MART C. HANNA, Harris County; MATEELE RITTGERS, El Paso County; CHIEF VICTOR RODRIGUEZ, Cameron County; ROBERT L. SPRINGER, Montgomery County; CHARLES WIRTH, Travis County.

Members, Crime Stoppers Advisory Council: ELMA BARRERRA, Harris County; DONALD R. GEEN, Hardin County; RAMONA W. HIBBETTS, Brazos County; LIEUTENANT LINDA GAYLE THOMPSON, San Patricio County; LEROY J. WORMLEY, JR., Travis County.

Member, Texas Commission on Jail Standards: RUTH JONES McCLENDON, Bexar County.

Members, State Commission on Judicial Conduct: JUDGE THOMAS E. LAWRENCE, Harris County; JUDGE BONNIE SUDDERTH, Tarrant County; JUDGE HILDA G. TAGLE, Nueces County; ROSA WALKER, Travis County.

Members, Texas Juvenile Probation Commission: JUDGE ERIC ANDELL, Harris County; REVEREND MONSIGNOR DERMOT N. BROSNAN, Bexar County; THERESA B. LYONS, Tarrant County.

Member, Interagency Council on Sex Offender Treatment: DR. COLLIER M. COLE, Galveston County.

Member, Texas Board of Private Investigators and Private Security Agencies: MELISSA HIRSCH, Ector County.

Presiding Judge of the Fourth Administrative Judicial Region: JUDGE OLIN B. STRAUSS, Atascosa County.

Judge of the Sixth Judicial District Court, Fannin, Lamar and Red River counties: WEBB BIARD, Lamar County.

Judge of the 101st Judicial District Court, Dallas County: ERIC VAUGHN MOYE, Dallas County.

Judge of the 160th Judicial District Court, Dallas County: LYNN SKIPWORTH, Dallas County.

Judge of the 257th Judicial District Court, Harris County: JUDGE LINDA MOTHERAL, Harris County.

Judge of the 263rd Judicial District Court, Harris County: RUBEN GUERRERO, Harris County.

Judge of the 273rd Judicial District Court, Sabine, San Augustine and Shelby counties: JOHN WINSHIP MITCHELL, San Augustine County.

Judge of the 289th Judicial District Court: CARMEN YOUNG KELSEY, Bexar County.

Members, Texas Judicial Council: FRED V. BARBEE, JR., Wharton County; DEBBIE D. BRANSON, Dallas County; JUSTICE ORLANDO L. GARCIA, Bexar County; JUDGE JUDITH K. GUTHRIE, Smith County; JUDGE WELDON KIRK, Nolan County; JUDGE W. T. "TOM" McDONALD, Brazos County.

#### MESSAGE FROM THE GOVERNOR

The following Message from the Governor was read and was referred to the Committee on Nominations:

Austin, Texas  
March 16, 1993

TO THE SENATE OF THE SEVENTY-THIRD LEGISLATURE,  
REGULAR SESSION:

I ask the advice, consent and confirmation of the Senate with respect to the following appointments:

TO BE CHIEF JUSTICE OF THE COURT OF APPEALS, FIFTH SUPREME JUDICIAL DISTRICT, until the next general election and until his successor shall be duly elected and qualified:

CHARLES W. McGARRY  
612 Brookhaven Drive  
Irving, Texas 75061

Mr. McGarry will be replacing the Honorable Craig Enoch, who was elected to the Supreme Court of Texas.

TO BE JUDGE OF THE 231ST JUDICIAL DISTRICT, TARRANT COUNTY, until the next general election and until his successor shall be duly elected and qualified:

C. R. CATTERTON  
3705 Clayton Road West  
Fort Worth, Texas 76116

Mr. Catterton will be replacing the Honorable Maryellen Hicks of Fort Worth, who was elevated to the position of Justice of the Second Court of Appeals.

TO BE A MEMBER OF THE VETERANS LAND BOARD for a term to expire December 29, 1996:

JESSE D. MARTIN  
3403 92nd Street  
Lubbock, Texas 79423

Mr. Martin is being reappointed.

TO BE A MEMBER OF THE TRINITY RIVER AUTHORITY OF TEXAS BOARD OF DIRECTORS for a term to expire March 15, 1997:

PERCY HOWARD, JR.  
614 6th Street  
Huntsville, Texas 77340

Mr. Howard will be replacing Michael Cummings of Fort Worth, whose term expired.

TO BE A MEMBER OF THE GENERAL SERVICES COMMISSION for a term to expire January 31, 1997:

PARKER C. FOLSE III  
5317 Cherokee  
Houston, Texas 77005

Mr. Folse will be filling the unexpired term of Anne Wynne of Austin, who resigned.

TO BE MEMBERS OF THE GENERAL SERVICES COMMISSION for terms to expire January 31, 1999:

RAMIRO GUZMAN  
10216 Buckwood Drive  
El Paso, Texas 79925

Mr. Guzman will be replacing Nora W. Chavez of San Antonio, who resigned.

OFELIA DE LOS SANTOS  
1111 Susan  
Edinburg, Texas 78539

Ms. De Los Santos will be replacing Phillip A. Aronoff of Houston, whose term expired.

TO BE MEMBERS OF THE TEXAS STATE UNIVERSITY SYSTEM BOARD OF REGENTS for terms to expire February 1, 1999:

RAY ZAPATA  
P. O. Box 132  
Christoval, Texas 76935

Mr. Zapata will be replacing Clyde C. Waddell, Jr., of Lubbock, whose term expired.

CRAIG H. VITTITOE  
2810 Becky Lane  
Harlingen, Texas 78550

Mr. Vittitoe will be replacing Norman D. Elder of Del Rio, whose term expired.

ELIZABETH TOPPER NASH  
109 East Mimosa Circle  
San Marcos, Texas 78666

Ms. Nash will be replacing W. C. Perry of Waco, whose term expired.

TO BE A MEMBER OF THE TEXAS DEPARTMENT OF COMMERCE  
POLICY BOARD for a term to expire February 1, 1995:

KENNETH Q. CARLILE  
703 Bergstrom  
Marshall, Texas 75670

Mr. Carlile will be filling the unexpired term of Tom C. Frost of San Antonio, who resigned.

TO BE A MEMBER OF THE TEXAS DEPARTMENT OF COMMERCE  
POLICY BOARD for a term to expire February 1, 1999:

VANESSA DIANE GILMORE  
1211 Post Oak Park  
Houston, Texas 77027

Ms. Gilmore is being reappointed.

Respectfully submitted,

/s/Ann W. Richards  
Governor of Texas

#### SENATE BILL ON FIRST READING

By unanimous consent, the following bill was introduced, read first time, and referred to the committee indicated:

**S.B. 1217** by Ellis State Affairs  
Relating to the regulation of riverboat casino gaming; the creation, powers, and duties of the Texas Riverboat Gaming Commission; the installation of certain gaming devices at certain licensed racetracks; authorizing certain taxes; providing penalties.

#### SENATE RULE 11.19 SUSPENDED (Posting Rule)

On motion of Senator Harris of Dallas and by unanimous consent, Senate Rule 11.19 was suspended in order that the Committee on State Affairs might consider **S.B. 1217** tomorrow.

#### SENATE BILL 206 REREFERRED

On motion of Senator Moncrief and by unanimous consent, **S.B. 206** was withdrawn from the Committee on Economic Development and was rereferred to the Committee on Health and Human Services.

#### SENATE BILL 208 REREFERRED

On motion of Senator Moncrief and by unanimous consent, **S.B. 208** was withdrawn from the Committee on Economic Development and was rereferred to the Committee on Health and Human Services.

**SENATE RULE 11.19 SUSPENDED**  
**(Posting Rule)**

On motion of Senator Moncrief and by unanimous consent, Senate Rule 11.19 was suspended in order that the Committee on Health and Human Services might consider the following bills today:

**S.B. 206**  
**S.B. 208**

**MOTION TO ADJOURN**

On motion of Senator Harris of Dallas and by unanimous consent, the Senate agreed to adjourn until 11:00 a.m. tomorrow pending the introduction and referral of bills and resolutions on first reading.

**(Senator Whitmire in Chair)**

**SENATE BILLS AND RESOLUTION ON FIRST READING**

By unanimous consent, the following bills and resolution were introduced, read first time, and referred to the committees indicated:

**S.J.R. 45** by Whitmire Finance  
Proposing a constitutional amendment providing for the issuance of general obligation bonds for acquiring, constructing, or equipping corrections institutions and for major repair or renovation of existing facilities of corrections institutions.

**S.B. 880** by Barrientos Natural Resources  
Relating to the authority of local governments and state agencies to implement regional plans for endangered species protection and to impose reasonable and necessary fees pursuant thereto.

**S.B. 1168** by Barrientos Criminal Justice  
Relating to the provision of professionals to aid in the treatment of felons for substance abuse.

**S.B. 1169** by Barrientos Intergovernmental Relations  
Relating to the contracting for, and establishment and continuance of, certain retirement programs for the benefit of employees of municipal hospital authorities.

**S.B. 1170** by Barrientos Criminal Justice  
Relating to the operation of a toll free crime stoppers telephone service for areas of the state not served by a local crime stoppers program.

**S.B. 1171** by Barrientos State Affairs  
Relating to the issuance of special license plates to justices of the peace and municipal court judges.

**S.B. 1172** by Barrientos Jurisprudence  
Relating to juvenile court jurisdiction over and procedures for children who are eight or nine years of age and to services for those children.

**S.B. 1173** by Barrientos Finance  
Relating to additional court filing fees to provide civil legal services to the indigent.

**S.B. 1174** by Barrientos Natural Resources  
Relating to the resource protection duties of the Parks and Wildlife Department.

**S.B. 1175** by Barrientos Finance  
Relating to the administrative costs of the Children's Trust Fund of Texas Council and money deposited into the children's trust fund.

**S.B. 1176** by Barrientos Finance  
Relating to the use of property and proceeds derived from criminal asset forfeiture for runaway and at-risk youth programs, dropout reduction programs, gang suppression programs, and substance abuse treatment programs.

**S.B. 1177** by Barrientos State Affairs  
Relating to performance audit reviews of certain municipalities by the comptroller.

**S.B. 1178** by Barrientos Natural Resources  
Relating to the development and use of land over a closed municipal solid waste facility; providing a civil penalty.

**S.B. 1179** by Barrientos Jurisprudence  
Relating to the provision of free legal services to low income individuals.

**S.B. 1180** by Barrientos Health and Human Services  
Relating to the regulation of indoor air quality; providing civil penalties.

**S.B. 1181** by Barrientos, Lucio State Affairs  
Relating to the powers and duties of, and systems and programs administered by, the Employees Retirement System of Texas.

**S.B. 1182** by Barrientos State Affairs  
Relating to amendments to Article 6701d (22), Vernon's Texas Civil Statutes.

**S.B. 1183** by Barrientos Intergovernmental Relations  
Relating to public retirement systems for employees of certain municipalities.

**S.B. 1184** by Haley, Ratliff, Shapiro Education  
Relating to community/junior colleges and upper-level universities or centers located in the same state uniform service region and to partnership agreements between those colleges and universities or centers.

**S.B. 1185** by Haley State Affairs  
Relating to certain agricultural commodities.

**S.B. 1186** by Madla Health and Human Services  
Relating to the Texas Natural Death Act.

**S.B. 1187** by Madla Economic Development  
Relating to the regulation of above ground storage tanks containing flammable liquids.

**S.B. 1188** by Madla Economic Development  
Relating to the regulation of prepaid funeral services or funeral merchandise and perpetual care cemeteries.

**S.B. 1189 by West** Intergovernmental Relations  
Relating to the rate at which certain municipalities may impose the hotel occupancy tax and to the use of the revenue from the tax.

**S.B. 1190** by Whitmire Criminal Justice  
Relating to the eligibility for parole of a defendant convicted of a capital offense.

<b>S.B. 1191</b> by Whitmire	Jurisprudence
Relating to the assignment of a retired or former judge of a statutory probate court.	

<b>S.B. 1192 by Rosson</b>	<b>Education</b>
Relating to certain degree programs offered by proprietary schools.	

**S.B. 1193 by Carriker** Economic Development  
Relating to the participation of appraisal districts in emergency  
communications programs.

**S.B. 1194 by Carriger** Economic Development  
Relating to providing 9-1-1 emergency service to certain residential  
facilities; providing criminal penalties.

**S.B. 1195** by Carriker Health and Human Services  
 Relating to representation of the Office of the State Long-Term Care  
 Ombudsman of the Department on Aging.

**S.B. 1196 by Carriker**                      Committee of the Whole Senate on  
   Redistricting, Ethics and Elections  
   Subcommittee on Elections and Ethics  
**Relating to reporting procedures under Title 15, Election Code.**

**S.B. 1197 by Armbrister** **Criminal Justice**  
**Relating to the exemption of certain substances from Schedules I-V of the**  
**Texas Controlled Substances Act.**

**S.B. 1198 by Armbrister** Finance  
Relating to the taxation of oil well servicing under Chapters 151 and 191 of the Tax Code; providing definitions of oil well servicing and gross receipts; requiring permits for service providers.

<b>S.B. 1199</b> by Armbrister	Finance
Relating to the taxation of items that are incorporated in or used for the improvement of realty for exempt organizations; providing a prior contracts exemption for certain equipment and machinery purchases.	

**S.B. 1200 by Armbrister** **Education**  
**Relating to the administration of the property value study conducted for**  
**school finance purposes.**

**S.B. 1201 by Armbrister** **Finance**  
**Relating to industrial solid waste and hazardous waste fee revenues; recovery of regulatory and remediation costs.**

<b>S.B. 1202 by Armbrister</b>	<b>Finance</b>
<b>Relating to administration and collection of fees, recovery of costs and operating fund.</b>	

- S.B. 1203** by Sims Natural Resources  
Relating to the location of disposal wells for oil and gas waste.
- S.B. 1204** by Sims Natural Resources  
Relating to access to a portion of the Devil's River in Val Verde County and directing the Texas Parks and Wildlife Department to generate a plan for river use in that segment of the river.
- S.B. 1205** by Sims Natural Resources  
Relating to the salvage and disposition of oil and gas well-site or other facility equipment upon state fund plugging or cleanup.
- S.B. 1206** by Sims Natural Resources  
Relating to the Texas Low-Level Radioactive Waste Disposal Compact.
- S.B. 1207** by Sims Natural Resources  
Relating to the development of water resources and granting authority to the Texas Water Development Board.
- S.B. 1208** by Montford Natural Resources  
Relating to grading, packing, and inspecting horticultural products.
- S.B. 1209** by Montford Economic Development  
Relating to prepaid funeral services or merchandise.
- S.B. 1210** by Montford Jurisprudence  
Relating to judicial appeal of an order of the banking commissioner denying the transfer of stock in a state bank.
- S.B. 1211** by Montford Economic Development  
Relating to the regulation of currency exchange and transmission businesses.
- S.B. 1212** by Montford State Affairs  
Relating to an exemption from open meeting requirements for confidential matters of the Finance Commission of Texas and the State Banking Board.
- S.B. 1213** by Montford Economic Development  
Relating to the regulation of the sale of checks.
- S.B. 1214** by Montford Economic Development  
Relating to the priority for the distribution of the assets of a trust company on its liquidation.
- S.B. 1215** by Montford Economic Development  
Relating to venue for trust company liquidations and exemptions for trust companies from certain provisions of the state banking code.
- S.B. 1216** by Montford Economic Development  
Relating to examinations of state-chartered banks and to disciplinary actions involving state-chartered banks; providing a penalty.
- S.B. 1218** by Ellis Natural Resources  
Relating to the effective date of the federal operating permit program for air quality control in Texas.



- S.B. 1219** by Ellis State Affairs  
Relating to registration and inspection of motor vehicles.
- S.B. 1220** by Ellis Natural Resources  
Relating to the effective administration of air quality permitting programs including compliance with Federal Clean Air Act requirements; representation of the general public on the Texas Natural Resources Conservation Commission; the confidentiality and handling of agency information; appeals of commission actions; permitting authority of the commission; fees for standard permits; disposition of clean air fund balances, certification of compliance; application dates, notice of intent to obtain, hearings, issuance, administration, appeal of delay, petition for review by EPA, enforcement and renewal of federal operating permits; review and renewal of preconstruction permits; and exemptions.
- S.B. 1221** by Parker Economic Development  
Relating to the regulation of certain installment sales.
- S.B. 1222** by Parker Economic Development  
Relating to legal holidays and alternative legal holidays for banks or trust companies.
- S.B. 1223** by Parker Economic Development  
Relating to the merger, reorganization, or conversion of state or federal savings banks, state or federal savings and loan associations, and state banks.
- S.B. 1224** by Parker Economic Development  
Relating to confidential information of or provided by the Banking Department of Texas.
- S.B. 1225** by Parker Economic Development  
Relating to setting state goals, standards, and fees for used oil and solid waste.
- S.B. 1226** by Bivins, Armbrister, Lucio State Affairs  
Relating to the impact of governmental acts on the value of property.
- S.B. 1227** by Henderson, Lucio, Harris of Tarrant Jurisprudence  
Relating to the offenses of barratry, falsely holding oneself out as a lawyer, and the unauthorized practice of law; providing penalties.
- S.B. 1228** by Henderson Jurisprudence  
Relating to the offense and punishment for barratry and to certain solicitations regarding professional employment.
- S.B. 1229** by Henderson Intergovernmental Relations  
Relating to the creation and administration of certain districts providing fire and emergency services.
- S.B. 1230** by Henderson Intergovernmental Relations  
Relating to the conveyance of parks in certain municipalities.
- S.B. 1231** by Henderson Economic Development  
Relating to certain information required of property and casualty insurers.

**S.B. 1232** by Harris of Dallas                      Economic Development  
Relating to finance charge limitations.

**S.B. 1233 by Haley** Economic Development  
Relating to reports of timeshare expenses charged and collected by  
managing entities of timeshare properties; providing a civil penalty.

**S.B. 1234 by Turner** **Natural Resources**  
 Relating to the consolidation and dedication of funds in the Texas Natural  
 Resource Conservation Commission.

**S.B. 1235 by Turner** Education  
Amending Chapter 53, Texas Education Code, to provide for creation,  
operation, powers, and facilities of education authorities.

**S.B. 1236 by Turner** **Finance**  
**Relating to creation of the office of criminal district attorney of Waller**  
**County.**

**S.B. 1237 by Turner** **Education**  
**Relating to utility improvements on the Texas A&M University campus.**

**S.B. 1238** by Turner  
Relating to the public schools.

**S.B. 1239 by Turner** Economic Development  
 Relating to the limit on coverage for certain annuity contracts under the  
 Life, Accident, Health, and Hospital Service Insurance Guaranty  
 Association Act.

**S.B. 1240 by Turner** **Finance**  
 Relating to the compensation of certain statutory county court judges and  
 to certain fees and costs collected by district and county clerks for deposit  
 in the judicial fund.

**S.B. 1241 by Turner** Criminal Justice  
Relating to sentencing procedures in capital felony cases for offenses  
committed before September 1, 1991.

**S.B. 1242** by Turner Jurisprudence  
Relating to the creation of a judicial district composed of Houston County  
and to the abolition of the Houston County Court at Law.

**S.B. 1243 by Montford** **Finance**  
 Relating to the receipt, management, and expenditure of funds in the state treasury and the petroleum storage tank remediation fund.

**S.B. 1244** by Henderson Natural Resources  
Relating to the use of alternative fuels; establishing an alternative fuels  
council, developing an alternative fuels program, and managing certain  
appropriated funds.

**S.B. 1245** by Henderson  
Relating to athletic trainers.

**S.B. 1246** by Harris of Dallas Economic Development  
Relating to the regulation of certain business and insurance transactions by  
entities involved in the insurance industry; providing penalties.

- S.B. 1247** by Zaffirini State Affairs  
Relating to public health initiatives to reduce the incidence of morbidity and mortality from the use of tobacco products; creating offenses and providing penalties.
- S.B. 1248** by Lucio Finance  
Relating to the consolidation of ad valorem tax assessment and collection.
- S.B. 1249** by Lucio Economic Development  
Relating to the insurance coverage provided for foundations of real property insured under a homeowners or fire insurance policy.
- S.B. 1250** by Lucio Criminal Justice  
Relating to the forfeiture or destruction of weapons belonging to persons convicted of or receiving deferred adjudication for the commission of certain crimes.
- S.B. 1251** by Lucio Economic Development  
Relating to the Texas Unemployment Compensation Act; defining temporary help firm and temporary employee.
- S.B. 1252** by Lucio Economic Development  
Relating to selection of doctors under the Texas Workers' Compensation Act.
- S.B. 1253** by Wentworth Economic Development  
Relating to the application of the doctrine of forum non conveniens to certain actions.
- S.B. 1254** by Turner Finance  
Relating to the payment of certain payments for ad valorem tax purposes.
- S.B. 1255** by Zaffirini Education  
Relating to a deadline for teacher resignation from a term contract without penalty and salary protection for teachers in districts that do not set a salary schedule prior to the resignation date.
- S.B. 1256** by Zaffirini Natural Resources  
Relating to surplus state water diverted from an international stream for domestic or municipal purposes.
- S.B. 1257** by Turner, Wentworth State Affairs  
Relating to the repeal of Section 4(e) of S.B. 52, 70th Legislature, 2nd Called Session, 1987.
- S.B. 1258** by Zaffirini Criminal Justice  
Relating to notification requirements under the sexual offender registration program.
- S.B. 1259** by Zaffirini Natural Resources  
Relating to prohibition of unauthorized structures on land owned by the state.
- S.B. 1260** by Zaffirini Jurisprudence  
Relating to the involuntary termination of the parent-child relationship.

**S.B. 1261** by Parker Economic Development  
Relating to the issuance of insurance through eligible surplus lines insurers.

**S.B. 1262** by West Criminal Justice  
Relating to licensing and appointment of certain officers.

**S.B. 1263** by Zaffirini Health and Human Services  
Concerning the provision of emergency medical services for children;  
establishing the Emergency Medical Services for Children Program.

**S.B. 1264** by Zaffirini Education  
Relating to the collection of medical services fee by components of The  
University of Texas System.

**S.B. 1265** by Zaffirini Criminal Justice  
Relating to the offenses of interference with possession of or access to a  
child and aggravated interference with possession of or access to a child;  
providing penalties.

#### MEMORIAL RESOLUTIONS

**S.R. 430** - By Ellis: In memory of M. H. "Hank" Mahoney, Jr., of  
Houston.

**S.R. 435** - By Turner: In memory of Harvey F. Boehnemann of Burton.

#### CONGRATULATORY RESOLUTIONS

**H.C.R. 28** - (Carriker): Commending the Texas Department of  
Transportation for its "Share the Road" Bicycle Safety Campaign.

**S.C.R. 54** - By Barrientos: Recognizing the Reverend O. Fred  
Underwood, C.S.C., of San Jose Parish in Austin for his contributions to  
the community.

**S.R. 427** - By Henderson: Commending the volunteers who work with  
Family Outreach Center, Incorporated, of North Harris County and the  
Spring Branch/Memorial Family Outreach Center, Incorporated.

**S.R. 429** - By Ellis: Commending the volunteers who work with Family  
Outreach Central, Incorporated.

**S.R. 431** - By Barrientos: Congratulating William Eric Maul on  
achieving the rank of Eagle Scout.

**S.R. 432** - By Turner: Recognizing the retirement of Goodhue W.  
Smith, Jr., as Senior Chairman of the Board of the Citizens National Bank  
of Milam County.

**S.R. 433** - By Turner: Congratulating the Boys & Girls Club  
organizations in Bryan-College Station as they observe National Boys &  
Girls Club Week.

**S.R. 434** - By Turner: Congratulating Mr. and Mrs. Edwin Jaworski of  
Chappell Hill on the occasion of their 50th wedding anniversary.

**S.R. 436** - By Turner: Recognizing Bill Haak on his retirement after 41  
years of service with the Waller County Road and Bridge Department.

**S.R. 437** - By Turner: Congratulating Mr. and Mrs. Hugh Duckworth of Thrall on the occasion of their 59th wedding anniversary.

**S.R. 438** - By Turner: Congratulating Mr. and Mrs. Irvin Peterson on the occasion of their 51st wedding anniversary.

**S.R. 439** - By Turner: Congratulating Mr. and Mrs. Robert Wayne Mann on the occasion of their 50th wedding anniversary.

**S.R. 440** - By Turner: Congratulating Mr. and Mrs. Melvin Prescott of Madisonville on the occasion of their 50th wedding anniversary.

#### **ADJOURNMENT**

Pursuant to a previously adopted motion, the Senate at 12:10 p.m. adjourned until 11:00 a.m. tomorrow.

---

#### **APPENDIX**

---

#### **REPORTS OF STANDING COMMITTEES**

The following committee reports were received by the Secretary of the Senate:

##### **March 16, 1993**

**NATURAL RESOURCES** — C.S.S.B. 441, C.S.S.B. 586, C.S.S.B. 587

**JURISPRUDENCE** — S.B. 232, C.S.S.B. 475, C.S.S.B. 424, C.S.S.B. 512, S.B. 548 (Amended), C.S.S.B. 596

**CRIMINAL JUSTICE** — S.B. 477 (Amended), S.B. 256, S.B. 16, S.B. 12, S.B. 145, S.B. 473, S.B. 175, S.B. 40, C.S.S.B. 147

**ADMINISTRATION** — S.R. 426

#### **SENT TO GOVERNOR**

(March 16, 1993)

**S.C.R. 11**

**S.C.R. 21**

**S.C.R. 34**

**S.C.R. 36**

**S.C.R. 37**

**S.B. 124**

**S.B. 501**

#### **THIRTY-THIRD DAY**

(Wednesday, March 17, 1993)

The Senate met at 11:00 a.m. pursuant to adjournment and was called to order by the President.